

FILING COMPLETION UNDER RULE 53(f)

(NOT PCT Applications)
For Design, Provisional, or Utility Applications

**PATENT
APPLICATION**

**COMPLETION Under
Rule 53(f)**

In re **PATENT APPLICATION** of

Inventor(s): TAUCH et al.

Appln. No.:

09

704,725

Atty.Dkt.

PM

274355

990111BT

Series Code

Serial No.

M#

Client Ref

Filed: November 3, 2000

Title: PLASMIDS FROM CORYNEBACTERIUM GLUTAMICUM AND USE THEREOF

Attn: Application Division

Hon. Commissioner of Patents
Washington, DC 20231

Date: February 6, 2001

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. **Notice to File Missing Parts** ☒ copy attached ☐ not yet received
2. ☒ Signed Declaration attached. ☒ Original ☐ Facsimile/Copy

(Always "X" box 2 if filling signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or

"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

- 2A. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.
- 2B. ☐ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.
3. ☐ Specification originally filed in non-English language; hence verified translation attached of:
 - a. ☐ Abstract
 - b. # pages of Specification (only spec. & claims)
 - c. ☐ Drawing(s) No of Sheets
 - ☐ Fig(s).
4. ☐ Letter filing formal drawing attached.

5. ☒ Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.
6. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	
(3)		(4)	
(5)		(6)	

7. **FOREIGN** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in GERMANY

Application No.	Filing Dat	Application No.	Filing Dat
(1) 199 53 206.0	November 5, 1999	(2)	
(3)		(4)	
(5)		(6)	

Completion Under Rule 53(b)

9. 1 (No.) Certified copy (copies): ☐ attached; ☒ previously filed (date) November 3, 2000
in U.S. Application No. 09/704,725 filed on November 3, 2000

10. Small Entity Status ☐ ☒ is Not claimed ☐ is claimed (file PAT-256 if this is the first claim of Small Entity Status)

11. ☐ Attached:

12. ☐ Preliminary Amendment:

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED

				Large/Small Entity		Fee Code
13. Basic Filing Fee				Design Application	\$320/\$160	106/26
				Not Design Application	\$710/\$355	101/201
14. Total Effective Claims	23	minus 20 =	3	x \$18/\$9	+54	103/203
15. Independent Claims	5	minus 3 =	2	x \$80/\$40	+160	102/202
16. If <u>any proper</u> multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)				\$270/\$135	+270	104/204
17. Surcharge for filing Declaration/filing fee late				\$130/\$65	+130	105/205
18. FILING FEE ENCLOSED =				\$1324		
19. Original due date: March 9, 2001						
20. Petition is hereby made to extend the <u>original</u> due date to				(1 mo)	\$110/\$55 =	+0
cover the date this response is filed for which the requisite fee				(2mos)	\$390/\$195 =	115/215
is attached				(3mos)	\$890/\$445 =	116/216
				(4mos)	\$1390/\$695 =	117/217
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee				\$130	+0	118/218
22. If "assignment" box 5 is X'd, add recording fee.				\$40	+40	139
23. Petition Fee for				\$130	+0	581
24. TOTAL FEE ENCLOSED =				\$1364		

Our Deposit Account No. 03-3975

Our Order No. 21123 274355

C#

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Pillsbury Winthrop LLP
Intellectual Property Group

1100 New York Avenue, NW
Ninth Floor
Washington, DC 20005-3918
Tel: (202) 861-3000
Atty/Sec: ASH/JRH

By Atty: Ann S. Hobbs

Reg. No. 36830

Sig: C. A. Hobbs

Fax: (202) 822-0944
Tel: (202) 861-3063

NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/704,725	11/03/2000	Andreas Tauch	PM274355

Pillsbury Madison & Sutro LLP
Intellectual Property Group
1100 New York Avenue N W
Ninth Floor
Washington, DC 20005-3918



FORMALITIES LETTER



OC000000005664368

Date Mailed: 01/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$270.
 - \$270 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1110.

02/09/2001 ETULU1 00000055 09704725

01 FC:101	710.00 OP
02 FC:104	270.00 OP
03 FC:103	54.00 OP
04 FC:102	160.00 OP
05 FC:105	130.00 OP

A copy of this notice **MUST** be returned with the reply.

07/27/2001 YGIZAW 00000007 033975 09704725

01 FC:103 18.00 CH

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY